Expassa Mail Label No.: W074974640US

Date of Deposit: July 17, 2003

Attorney Docket No. 15966-557A (Cura 57A)

JUL 🛉 7 2003

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Jeffers, et al.

SERIAL NUMBER:

09/992,840

EXAMINER:

Not Yet Assigned

FILING DATE:

November 6, 2001

ART UNIT:

Not Yet Assigned

FOR:

Treatment of Inflammatory Bowel Disease Using Growth Factors

#### **MAIL STOP IDS**

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

PATENT TRADEMARK OFFICE

#### TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

- 1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
- 2. Modified Form 1449/PTO (1 page), in duplicate;
- 3. Cited References B5-B7 and C49-C52;
- 4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 15966-557A (Cura-57A). A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Ivor R. Ekdi, Reg. No. 39,529

Attorney for Applicants

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C.

Address all written correspondence to

Customer no.: 30623 Tel: (617) 542-6000

Fax: (617) 542-2241

Dated: July 17, 2003

TRA 1814311v1

Express Mail Label No.: EV074974640US

Date of Deposit: July 17, 2003

Attorney Docket No. 15966-557A (Cura 57A)

UL 1 7 2003

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

LICANTS

Jeffers, et al.

SERIAL NUMBER:

09/992,840

**EXAMINER:** 

Not Yet Assigned

FILING DATE:

November 6, 2001

ART UNIT:

Not Yet Assigned

For:

Treatment of Inflammatory Bowel Disease Using Growth Factors

## MAIL STOP IDS

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed within three months of the mailing dates of the Invitation to Pay Additional Fees for PCT/US 02/19400 and the International Search Report for PCT/US 01/43846 corresponding to the above-identified application. Reference C1 was enclosed in the Invitation to Pay Additional Fees. Accordingly, no fee or certification is believed due at this time.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by

APPLICANTS: U.S.S.N.:

Jeffers, et al. 09/992,840

35 U.S.C. §102.

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 15966-557A (Cura-57A).

Respectfully submitted,

Ivor R. Etcfi, Reg. No. 39,529

Attorney for Applicants

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C.

Address all written correspondence to

Customer no.: 30623 Tel: (617) 542-6000 Fax: (617) 542-2241

Dated: July 17, 2003

TRA 1814315v1

Express Mail Rep.: EV074974640US
Date of Deposite July 17, 2003

Please type a plus sign (+) in this box

a mapping.						
Modified Form 1449/PTO	Application Number	09/992,840				
	Filing Date	November 6, 2001				
INFORMATION DISCLOSURE	First Named Inventor	Jeffers, et al.				
STATEMENT BY APPLICANT	Group Art Unit	Not Yet Assigned				
	Examiner Name	Not Yet Assigned				
(use as many sheets as necessary)	Attorney Docket Number	15966-557A				

	1			U.S. PATENT DOCUMENTS		i i i	
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate

Exam Cite No.				FOREIGN PATENT DOCUMENTS			
		Foreign Patent Document Office Number		Name of Patentee(s) or Applicant(s)	Date of Transle Publication Yes		
	B5	wo	01/07595	Curagen Corporation	02/01/01		
	B6	wo	01/68854	Amgen, Inc.	09/20/01		
	B7	wo	02/02625	Curagen Corporation	01/10/02		

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS				
Exam Initials	Cite No. Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.			
	C49	Bikfalvi, et al. (1997). Endocrine Reviews 18: 26-45.		
	C50	Invitation to Pay Additional Fees for PCT/US 02/19400, mailed April 18, 2003.		
	C51	Kirikoshi, et al. (2000). Biochem and Biophys Res Comm 274: 337-343.		
	C52	International Search Report for PCT/US 01/43846, mailed May 9, 2003.		

* A copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application Serial No, filed, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).						
	Examiner Signature			Date Considered		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.

TRA 1814308v1